

ASSIGNED

AMENDED

Serial No. **55790**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **FEB 08 1991**

Returned to applicant for correction.....

Corrected application filed..... Map filed **FEB 08 1991** under 55789

The applicant John J. Ascuaga

Jacks Valley Ranch of Carson City

Nevada (89731) Street and No. or P.O. Box No. City or Town

State and Zip Code No. hereby make.... application for permission to change the Point of Diversion

Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under a portion of Permit 36393, Certificate 10800

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.

1. The source of water is Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.56 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15, T14N, R19E, MDM or at
Describe as being within a 40-acre subdivision of public survey and by course and a point from which the Southwest corner of said Section 15 bears, S 61° 19' distance to a section corner. If on unsurveyed land, it should be stated.
09° W a distance of 2663.5 feet.

6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15, T14N, R19E, MDM
If point of diversion is not changed, do not answer.
or at a point from which the Southwest corner of said Section 15 bears S 88°
52° W a distance of 3108.0 feet

7. Proposed place of use 36.3 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$, 40.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$, 15.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 14; 0.7 acre SW $\frac{1}{4}$
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
NE $\frac{1}{4}$, 15.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$, 26.8 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$, 38.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$, 32.5 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, 39.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15; 8.2 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and 10.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, all in T14N, R19E, MDM.

8. Existing place of use 36.3 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$, 40.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$, 15.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 14; 0.7 acre SW $\frac{1}{4}$
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
NE $\frac{1}{4}$, 15.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$, 26.8 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$, 38.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$, 32.5 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, 39.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15; 8.2 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and 10.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, all in T14N, R19E, MDM.

9. Use will be from Jan 1 to Dec 31 of each year.
Month and Day Month and Day

10. Use was permitted from Jan 1 to Dec 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drill well, install pump, motor, discharge pipe and irrigation ditches.
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$80,000.00

13. Estimated time required to construct works One Year

14. Estimated time required to complete the application of water to beneficial use..... Five Years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This application changes the Point of Diversion of a portion of Permit 36393.

The remaining 0.11 cfs will remain at the existing point of diversion. The water

from 55790 and 36393 will be commingled so that the place of use will be the same as 36393. The total diversion from 36393 and 55790 will not exceed 484.94 acre feet per annum. This water is also commingled with other permits.

By s/Richard W. Arden Agent
950 Industrial Way
Sparks, NV (89431)

Compared bc/bc dl/cms

Protested.....

APPROVAL
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 36393, Certificate 10800 is issued subject to the terms and conditions imposed in said Permit 36393, Certificate 10800 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.56 cubic feet per second, but not to exceed 405.32 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... October 1, 1999

Proof of completion of work shall be filed before..... November 1, 1999

Application of water to beneficial use shall be made on or before..... October 1, 2003

Proof of the application of water to beneficial use shall be filed on or before..... November 1, 2003

Map in support of proof of beneficial use shall be filed on or before..... November 1, 2003

Completion of work filed..... DEC 06 1999

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 1st day of October

A.D. 1998

[Signature]
State Engineer

(PERMIT TERMS CONTINUED)

The total combined duty of water under Permits 13896, Certificate 4530; 15388, Certificate 4531; 27250, Certificate 9493; 29703, Certificate 10109; 30352, Certificate 10114; 30531, Certificate 10118; 36393, Certificate 10800; 55790; and 55792 shall not exceed 2,377.76 acre-feet annually.

